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DOCKET NO: D0460-7011US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David R. Whitlock
Serial No: 10/501,415
Filed: January 13, 2003
For: COMPOSITIONS INCLUDING AMMONIA OXIDIZING BACTERIA AND
METHODS OF USING SAME

Examiner: Not Yet Assigned
Conf. No.: 9899

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO REVIVE UNINTENTIONALLY ABANDONED
PATENT APPLICATION UNDER 37 C.F.R. 1.137 (b)**

Sirs:

It is respectfully requested that the above-identified patent application be revived under the provisions of 37 C.F.R. § 1.137 (b).

1. This application became abandoned for failure to file the full U.S. Basic National Fee by 30 months.
2. The failure to provide the full U.S. Basic National Fee was unintentional, as applicant's representative neglected to authorize its deposit account be charged (a copy of the PTO 1390 form as filed is enclosed).
3. The first time that applicants representative became aware of the inadvertent error was due to receipt of the Notification of Abandonment from the U.S. PTO. The Notification of Abandonment was received by applicant's representative's office on Friday, September 3, 2004. September 4-6, 2004 included the weekend and labor day holiday. Applicant's attorney was made aware of the Notification of Abandonment on September 7, and the petition was prepared and filed expeditiously thereafter. The entire delay in filing the required reply (the payment of the fees) from the due date for the reply until the filing of this petition was unintentional.

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4. The required reply to the Notification of Abandonment is the U.S. Basic National Fee, this petition and Petition to Revive Fee.

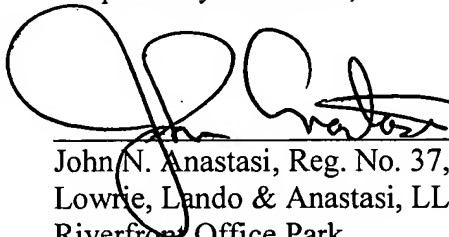
5. The petition fee as set forth in 37 C.F.R. §1.17(m) in the amount \$665.00 is enclosed herewith, along with the payment of the U.S. Basic National Fee in the amount of \$183.00.

Should there be any questions or if this petition does not place result in revival of this application, Applicant urges the Office of Petitions to call Applicant's Representative, John N. Anastasi, at telephone no. (617) 395-7001. In addition, please forward all correspondence to Applicant's representative:

John N. Anastasi
Lowrie, Lando & Anastasi, LLP
Riverfront Office Park
One Main Street, Suite 11
Cambridge, MA 02142

Please credit any overpayment or charge any deficiency in the enclosed fee to the account of the undersigned, Deposit Account No. 50/2762.

Respectfully submitted,



John N. Anastasi, Reg. No. 37,765
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